

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Dan Gealy, et al.

Application No.: Not Yet Assigned

Group Art Unit: 2814

Filed: December 5, 2001

Examiner: H. Trinh

For: POST TOP ELECTRODE OXYGEN  
ANNEAL TO IMPROVE TA205 OR BST  
PERFORMANCE

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**FIRST PRELIMINARY AMENDMENT**

**Box Non-Fee Amendment**  
Commissioner for Patents  
Washington, DC 20231

Dear Sir:

Prior to examination on the merits, please amend the above-identified U.S.  
patent application as follows:

**In the Specification**

Page 2, before "Background of the Invention", please insert --This application is  
a divisional of application Serial No. 09/588,008, filed on June 6, 2001, which is hereby  
incorporated by reference.--

• **In the Claims**

Please cancel claims 1-31.

**REMARKS/ARGUMENTS**


The specification has been amended to include a reference to prior application Serial No. 09/588,008, filed on June 6, 2000, as required by 37 CFR 1.78(a)(2).

Claims 1-31 have been canceled. The pending application now contains claims 32-96.

Allowance of the application is solicited.

Dated: December 5, 2001

Respectfully submitted,

By   
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